

**APPROVED
CODE ENFORCEMENT BOARD
SEMINOLE COUNTY, FLORIDA**

MINUTES

**August 24, 2006 - 1:30 pm
Seminole County Services Building – Room 1028
1101 East First St, Sanford FL**

I Call to Order

The scheduled meeting of the Seminole County Code Enforcement Board was called to order at 1:40 p.m. in the Seminole County Services Building, Room 1028, 1101 East First St, Sanford FL.

A few moments of silence was held followed by the Pledge of Allegiance.

II Pledge of Allegiance

III Roll Call

Members Present: Tom Hagood, Chair
Bill Fahey, Vice Chair
Jay Ammon
Grace Chewning
Stewart Fritz

Members Excused: Larry Lawver
Gerald Ames

Present & Sworn: Edgar & Evelyn Wilson, Respondents, 06-62-CEB
Christopher Qualmann, Respondent, 06-17-CEB
James & Lorna Lickert, Respondents, 06-25-CEB
William & Mary Taylor, Respondents, 06-49-CEB
Deborah Leigh, Senior Code Enforcement Officer, SCSO
Pamela Taylor Code Enforcement Officer, SCSO
Jerry Robertson, Code Enforcement Officer, SCSO
Donna Wisniewski, Code Enforcement Officer, SCSO
Dorothy Hird, Code Enforcement Officer, SCSO
Joann Davids-Tamulonis, Code Enforcement Officer, SCSO

Others Present: Dan Mantzaris, Code Enforcement Board Attorney
Connie R. DeVasto, Clerk to the Code Enforcement Board

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IV Swearing in of Witnesses

Charles Messi, Property Manager, 06-59-CEB
Mike Mardis, Attorney for Property Manager, 06-59-CEB
Gary Seigel, Attorney for Respondent, 01-73-CEB
Al Fishalow, Corporate Representative, 01-73-CEB
Frank McMillan, Attorney for Respondent, 04-08-CEB

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V Agenda Update & Approval

The published agenda was revised to allow respondents and witnesses present at today's hearing to be heard first. The remaining cases would then be heard in the order originally published.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

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The following cases will not be heard today:

Marguerite S. Hunter, 03-03-CEB, Withdrawn by Staff
W S T K Properties, 06-60-CEB, Complied prior to hearing
Arnold & Laurie Pennington, 06-61-CEB, Complied prior to hearing
Shawntel Dorenkamp, 06-63-CEB, Continued by Staff
Al Baja Properties LLC, 06-64-CEB, Complied prior to hearing
Frank & Mary Jackson, 06-48-CEB, Withdrawn by Staff

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SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
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Case No. 06-59-CEB
Robert L. Hart
Code Enforcement Officer: Dorothy Hird

New Case

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.762 and Seminole County Land Development Code, Chapter 30, Section 30.763 (m).

Described as: 1) Parking or storage of vehicles on C-2 zoned property.
2) Parking or storage of semi-tractor, trailers and cargo trailer boxes on C-2 zoned property is permitted in rural areas with a Special Exception from the Board of Adjustment for the sale of feed, hay or other agricultural products.

Location: 6735 Hwy 17-92, Fern Park (Commission District 4)
Tax Parcel ID # 17-21-30-510-0000-004G

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violations. Officer Hird further testified that she inspected the property today and as of this morning, the Respondent is in compliance.

Officer Hird also advised that this is an ongoing problem and she often receives complaints. Officer Hird stated that the Respondent has hired a maintenance person to check the lot for any trucks that should not be parked there.

Officer Hird stated that recommendation would be to remain in compliance and, since this is a reoccurring violation, if this violation is repeated past August 25, 2006, a fine of \$250.00 per day, per vehicle would be imposed for each day the violations continue after August 25, 2006.

Mike Mardis, Attorney, and Charles Messi, Property Manager, were present at this meeting and testified on behalf of the Respondent.

Mr. Mardis entered into evidence a copy of the Respondent's contract with Paul's Towing and Recovery, a letter to Paul's Towing, dated February 28, 2005, authorizing them to monitor the parking lot on a routine basis and tow any unauthorized vehicles, 5 separate tow slips showing that Paul's Towing towed 5 unauthorized vehicles, and a photograph of the "Tow Away Zone" sign that is posted on the property.

Mr. Messi testified that trucks parking on this site go to the local restaurants for meals. Mr. Messi further testified that the trucks do not belong to the owners of the property. Mr. Messi also stated that the drivers are using the property as a parking place to rest, sleep or eat before moving on.

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Mr. Mardis asked Mr. Messi to verify that this property is posted with a "Tow Away Zone" sign. Mr. Messi did.

Mr. Mardis advised the Board that the management company is very attentive and will tow away any trucks that do not belong on the property.

Tom Hagood asked why the Respondent can't chain off the parking lot to prevent trucks from parking there.

Mr. Mardis advised that there are other tenants in this strip mall that use this parking lot.

Officer Hird advised the Board that there have been several trucks that parked on this property for more than an hour or so – more than enough time to eat at the local restaurants.

Officer Hird also verified that the property is posted with a "Tow Away Zone" sign.

Jay Ammon asked Officer Hird if there was a time limit for the tenants at the end of the strip mall to load and unload items from trucks that might be parked there.

Officer Hird advised that they are only allowed the amount of time it takes them to load and unload the trucks.

Grace Chewning asked Officer Hird if this was a complaint driven violation.

Officer Hird advised that she has had several complaints, as well as her personally seeing the trucks parked in the lot during her normal travels throughout the day.

Bill Fahey asked if the owners of the property have any local employees.

Mr. Messi advised that they only have contract labor.

Tom Hagood asked if the Respondent could put additional people on the property to advise the towing company if there any trucks that should not be there.

Mr. Messi advised that their maintenance person was inspecting the property at least two times a day.

Mr. Hagood asked if the number of inspection times could be increased.

Mr. Mardis advised that there has been a significant difference in the number of trucks parked in the lot since they were made aware of this issue and they are making every effort to have the trucks removed as soon as it is reported to them.

After discussion of this case by the Board:

**MOTION BY JAY AMMON, SECONDED BY BILL FAHEY, THAT
THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:**

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 06-59-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 17-21-30-510-0000-004G) located at 6735 Hwy 17-92, Fern Park, located in Seminole County and legally described as follows:

LEG BEG WLY COR LOT 4 RUN N 38 DEG 12 MIN 34 SEC E 32.8 FT N
40 DEG 31 MIN 34 SEC E 150.29 FT N 43 DEG 29 MIN 54 SEC E 187.63
FT S 48 DEG 50 MIN 29 SEC E 200 FT N 43 DEG 29 MIN 54 SEC E 200
FT S 48 DEG 50 MIN 29 SEC E 170.25 FT N 41 DEG 9 MIN 31 SEC E 100
FT S 48 DEG 50 MIN 29 SEC E 250 FT N 41 DEG 9 MIN 31 SEC E 200 FT
S 48 DEG 50 MIN 29 SEC E 60 FT S 41 DEG 9 MIN 31 SEC W TO S LINE
LOT 4 NWLY TO COR N 38 DEG 12 MIN 34 SEC E 200 FT N 51 DEG 47
MIN 26 SEC W 550 FT TO BEG FERNWOOD PLAZA PB 13 PG 95

- (b) in possession or control of the property; and
(c) in violation of Seminole County Land Development Code, Chapter 30, Section 30.762 and Chapter 30, Section 30.763(m).

It is hereby ordered that the Respondent shall correct the **reoccurring** violations on or before **October 25, 2006**. In order to correct the violations, the Respondent shall take the following remedial action:

**1) CEASE PARKING/STORAGE OF VEHICLES, SEMI-TRACTOR,
TRAILERS AND CARGO BOXES ON C-2 ZONED PROPERTY.**

If the Respondent does not comply with the Order, a fine of **\$250.00, per day, per vehicle**, will be imposed for each day the violations continue, or are repeated after compliance past **October 25, 2006**.

The Respondent is further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

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This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – NO
JAY AMMON – YES
STEWART FRITZ - YES**

**BILL FAHEY – YES
GRACE CHEWNING – NO**

MOTION CARRIED 3 – 2.

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Case No. 06-62-CEB
Edgar L. and Evelyn B. Wilson
Code Enforcement Officer: Jerry Robertson

New Case

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (I).
Described as: 1) Junked or abandoned vehicles not being kept within an enclosed garage or an attached carport.
Location: 300 Mc Lain Lane, Geneva (Commission District 2)
Tax Parcel ID # 33-20-32-300-0180-0000

Jerry Robertson, Code Enforcement Officer, testified on behalf of the County and entered into evidence photographs of the violation. Officer Robertson advised the Board that the Respondents have made a great effort to clean up their property and the only violation left is the junk vehicle.

Officer Robertson stated that recommendation would be to comply by September 15, 2006, with a fine of \$100.00 per day if compliance is not obtained or if the violation is repeated after that date.

Edgar and Evelyn Wilson, Respondents, were present at the meeting and testified on their own behalf. Mr. Wilson advised the Board that they will be able to remove the vehicle by the date Officer Robertson requested.

After discussion of this case by the Board:

**MOTION BY GRACE CHEWNING, SECONDED BY STEWART FRITZ, THAT
THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER BE:**

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the testimony and evidence presented in case number 06-62-CEB, it is determined that the Respondents are:

- (a) the owners of record of the property (Tax Parcel ID # 33-20-32-300-0180-0000) located at 300 Mc Lain Lane, Geneva, located in Seminole County and legally described as follows:

LEG SEC 33 TWP 20S RGE 32E S 400 FT OF N 1163 FT OF
W 544.8 FT OF NE ¼ OF NE ¼

- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (l).

It is hereby ordered that the Respondents shall correct the violation on or before **September 15, 2006**. In order to correct the violation, the Respondents shall take the following remedial action:

- 1) REPAIR OR REMOVE ANY JUNKED OR ABANDONED VEHICLES OR PLACE VEHICLES IN AN ENCLOSED GARAGE OR AN ATTACHED CARPORT.**

If the Respondents do not comply with the Order, a fine of **\$100.00** per day will be imposed for each day the violation continues or is repeated after compliance past **September 15, 2006**.

The Respondents are further ordered to contact the Seminole County Code Officer to arrange for an inspection of the property to verify compliance. Any fine imposed shall continue to accrue until the Code Officer inspects the property and verifies compliance with this Order.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ - YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

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Case No. 01-73-CEB
Robert Dance
Code Enforcement Officer: Jerry Robertson

Gary Siegel, Attorney for the Respondent, made a request to come before the Board to address the issue of the total accrued fine of \$429,250.00 for 1,717 days of non-compliance from October 12, 2001, through and including June 25, 2006 at \$250.00 per day. Compliance was obtained on June 26, 2006.

Violation Charged: Seminole County Land Development Code, Chapter 30, Section 30.1247
Described as: 1) Signs erected without obtaining a building permit.
Location: 3575 Hwy 17-92 N, Longwood (Commission District 2)
Tax Parcel ID # 22-20-30-300-0190-0000

Jerry Robertson, Code Enforcement Officer, testified on behalf of the County and gave the Board a brief history of this case.

Gary Siegel, Attorney for the Respondent and Al Fishalow, Corporation Representative, were present at this meeting and testified on behalf of the Respondent.

Mr. Fishalow advised the Board that the sign company they hired did not get the proper permits, and it was the sign company's responsibility to do so. He further advised that the sign company got permits for two of the signs, but did not get a permit for the sign that is the subject of this case.

Mr. Siegel asked the Board to waive the fine based on fairness, since it was the sign company who should have pulled the permit.

Jay Ammon asked Officer Robertson if the variance was obtained on time.

Officer Robertson advised that it was.

Jay Ammon asked Officer Robertson if he had his costs calculated for processing this case.

Officer Robertson advised that he did, but that there were several other departments who worked on this case and they would also have costs.

Bill Fahey asked Officer Robertson if anyone ever followed up on the sign issue.

Officer Robertson advised that he followed up on a regular basis with calls to Mr. Siegel, Mr. Fishalow and the Respondent many times over the years.

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After discussion of this case by the Board:

**MOTION BY BILL FAHEY, SECONDED BY GRACE CHEWNING, THAT
THE ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN BE:**

ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

The Respondent is the owner of record of the property (Tax Parcel ID # 22-20-30-300-0190-0000) located at 3575 Hwy 17-92 N, Longwood, located in Seminole County and legally described as follows:

LEG SEC 22 TWP 20S RGE 30E BEG 35 FT E OF NE COR OF
SW ¼ RUN W 131.58 FT TO ELY R/W 17-92 S 41 DEG 41 MIN
30 SEC W ALONG ELY R/W 390.22 FT S 48 DEG 18 MIN 30 SEC
E 264.45 FT TO NLY R/W ST RD 427 N 71 DEG 30 MIN E ALONG
NLY R/W 197.67 FT N 403.36 FT TO BEG (LESS RD)

This case came on for public hearing before the Code Enforcement Board of Seminole County on July 26, 2001, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law, and Order.

Said Order found Respondent in violation of Seminole County Land Development Code, Chapter 30, Section 30.1247.

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondent did not take certain corrective action by August 11, 2001, (apply for a variance), and October 11, 2001, (obtain a permit if the variance is granted).

An Affidavit of Partial Compliance has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the required action (apply for a variance) had been obtained as of August 10, 2001.

An Affidavit of Compliance has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the required action (obtain a permit) had been obtained as of June 26, 2006.

Accordingly, it having been brought to the Board's attention that Respondent has complied with the Order dated July 26, 2001, the Board orders that the fine in the amount of **\$429,250.00**, for 1,717 days of non-compliance at \$250.00 per day, from October 12, 2001, through and including June 25, 2006, **be reduced to \$1,000.00**.

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It is further ordered that the Respondent shall have **30 days** in which to pay the reduced fine (\$1,000.00). If the Respondent does not pay this amount on or before **September 25, 2006**, the fine will revert to the original amount of **\$429,250.00** and shall constitute a **lien** against the land on which the violation exists and upon any other real or personal property owned by the Respondent.

This Order shall be recorded in the public records of Seminole County, Florida.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

TOM HAGOOD – YES

BILL FAHEY – YES

JAY AMMON – YES

GRACE CHEWNING – YES

STEWART FRITZ - YES

MOTION CARRIED 5 – 0.

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The Board recessed for a 5-minute break. The meeting resumed at 2:28 p.m.
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Case No: 04-08-CEB
Annie McDaniel
Code Enforcement Officer: Joann D. Tamulonis

The Board heard the original case on January 22, 2004 and an Order was entered. At the request of the Respondent's Attorney, the Board granted an extension of the compliance date to November 1, 2004 and rescinded the accrued fine of \$11,700.00 on July 29, 2004. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on November 2, 2004. An Affidavit of Compliance (After Seminole County Sheriff's Office Abatement) was filed by the Code Enforcement Officer after reinspection of August 9, 2006. This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$64,500.00**, for 645 days of non-compliance from November 2, 2004 through and including August 8, 2006, at \$100.00 per day, and said Order shall be recorded in the Public Records of Seminole County.

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Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(f)(g)(h)(i)(j)(l).

Described as:

- 1) Unusable or abandoned appliances.
- 2) The accumulation of trash and debris.
- 3) Uncultivated vegetation in excess of 24" in height located within 75' of a structure.
- 4) The remains or rubble of a structure which has been burned, stricken by casualty or demolished.
- 5) Used or scrap building materials.
- 6) Junked or abandoned vehicle(s) not being kept within an enclosed garage or an attached carport.

Location: 718 Arletta St., Altamonte Springs (Commission District 3)
Tax Parcel ID # 21-21-29-300-0200-0000

Joann Davids Tamulonis, Code Enforcement Officer, testified on behalf of the County and advised the Board that the Sheriff's Office abated this property and it is now in compliance.

Officer Tamulonis also advised the Board that her costs for processing this case total \$520.92. She also advised that this amount does not include the abatement costs.

Frank McMillan, Attorney for the Respondent, and David Hardwick, nephew of the Respondent, were present at this meeting and testified on behalf of the Respondent.

Mr. McMillan advised the Board that Ms. McDaniel asked for a grant from Seminole County several months ago, but at that time, the grant money had been exhausted for the year. He also advised the Board that he asked that the County proceed with the abatement process on this property when he appeared before this Board several months ago and nothing was done.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY BILL FAHEY, THAT THE ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN BE:

ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

The Respondent is the owner of record of the property (Tax Parcel # 21-21-29-300-0200-0000) located at 718 Arletta Street, Altamonte Springs, located in Seminole County and legally described as follows:

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LEG SEC 21 TWP 21S RGE 29E W 330 FT OF E
460 FT OF N 390 FT OF SE ¼ OF SE ¼ (LESS RD)

This case came on for public hearing before the Code Enforcement Board of Seminole County on the January 22, 2004, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondent in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(f) (g), (h), (i), (j), and (l).

Said Order stated that a fine in the amount of \$100.00 per day would be imposed if the Respondent did not take certain corrective action by April 2, 2004.

An Affidavit of Non-Compliance was filed with the Board by the Code Enforcement Officer, which Affidavit certified under oath that the required action had not been obtained as of April 6, 2004.

An Order Establishing New Compliance Date was entered by the Board on July 29, 2004, at the request of the Respondent, extending the compliance date to November 1, 2004.

An Affidavit of Compliance (After Seminole County Sheriff's Office Abatement) was filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that compliance has been obtained as of August 9, 2006.

Accordingly, it having been brought to the Board's attention that Respondent has complied with the Order Establishing New Compliance Date dated July 29, 2004, the Board orders that fine in the amount of **\$64,500.00**, for 645 days of non-compliance from November 2, 2004, through and including August 8, 2006, at \$100.00 per day, be reduced to **\$520.26**.

It is further ordered that the Respondent shall have **30 days** to pay this reduced amount. If this reduced amount, **\$520.26**, is not paid on or before **September 25, 2006**, the **fine will revert to the original amount of \$64,500.00** and shall constitute a **lien** against the land on which the violations exist and upon any other real or personal property owned by the Respondent.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

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**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

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Case No: 06-17-CEB
Barbara B. and Christopher Qualmann
Code Enforcement Officer: Joann D. Tamulonis

The Board heard this case on February 23, 2006 and an Order was entered. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on February 28, 2006. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on June 17, 2006. This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$27,000.00**, for 108 days of non-compliance from February 28, 2006 through and including June 15, 2006, at \$250.00 per day, and said Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3 (o).
Described as: 1) Unsecured pool
Location: 421 Ruth Street, Longwood (Commission District 3)
Tax Parcel ID # 08-21-29-506-0A00-0130

Joann Davids Tamulonis, Code Enforcement Officer, testified on behalf of the County and advised the Board that the Respondents are in compliance at this time.

Christopher Qualmann, Respondent, was present at this meeting, and testified on his own behalf.

Mr. Qualmann advised the Board that he appreciates the help he received from Officer Tamulonis, but stated that he believes they were in “substantial” compliance a long time ago.

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Mr. Qualmann made a request of the Board to waive his fine.

Officer Tamulonis advised the Board that her costs for processing this case total \$197.00.

After discussion of this case by the Board:

MOTION BY GRACE CHEWNING, SECONDED BY STEWART FRITZ, THAT THE ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN BE:

ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 08-21-29-506-0A00-0130) located at 421 Ruth Street, Longwood, located in Seminole County and legally described as follows:

LEG LOT 13 & BEG SE COR LOT 12 RUN W 228.91 FT N 3 FT N
86 DEG 55 MIN 53 SEC E 228.03 FT S 4 DEG 31 MIN E 15 FT TO
BEG & BEG NE COR LOT 14 RUN W 238 FT S 28 FT N 83 DEG
14 MIN 4 SEC E 239.93 FT TO BEG BLK A WEST BRANTLEY
LAKE ROAD HEIGHTS PB 9 PG 2

This case came on for public hearing before the Code Enforcement Board of Seminole County on February 23, 2006, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(o).

Said Order further stated that this violation constitutes a serious threat to the health, safety, and welfare of the citizens of Seminole County.

Said Order stated that a fine in the amount of \$250.00 per day would be imposed if the Respondents did not take certain corrective action by February 27, 2006.

An Affidavit of Non-Compliance had been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had not been obtained as of February 28, 2006.

An Affidavit of Compliance had been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had been obtained as of June 17, 2006.

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Accordingly, it having been brought to the Board's attention that the Respondents have complied with the Findings of Fact, Conclusions of Law and Order dated February 23, 2006, the Board orders that the fine in the amount of **\$27,000.00**, for 108 days of non-compliance from February 28, 2006 through and including June 15, 2006, at \$250.00 per day, **be reduced to \$250.00**.

It is further ordered that the Respondents shall have **30 days** to pay this reduced amount. If this reduced amount, **\$250.00**, is not paid on or before **September 25, 2006**, the **fine will revert to the original amount of \$27,000.00** and shall constitute a **lien** against the land on which the violation exists and upon any other real or personal property owned by the Respondents.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

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Case No. 06-25-CEB
James W. and Lorna Lickert
Code Enforcement Officer: Joann D. Tamulonis

The Board continued this case from the June 22, 2006 meeting. The Board originally heard this case on March 23, 2006 and an Order was entered. An Affidavit of Partial Compliance was filed by the Code Officer indicating compliance on violation # 4 was obtained on May 1, 2006. An Affidavit of Non-Compliance was filed by the Code Officer indicating that compliance had not be obtained on the remaining violations (1, 2, 3, 5, and 6) on May 1, 2006. An Affidavit of Partial Compliance was filed by the Code Officer indicating that compliance on violation # 2 was obtained on May 23, 2006. Violations # 1, # 3, # 5, and # 6 remain in violation. This property is NOT in compliance at this time.

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RECOMMENDATION: The Board issue an Order constituting a **lien** for **\$121,500.00**, which represents \$5,500.00, for 22 days of non-compliance on violation # 2, from May 1, 2006 through and including May 22, 2006, at \$250.00 per day and \$116,000.00 for 116 days of non-compliance on violations # 1, # 3, # 5, and # 6 at \$250.00 per day, per violation (a total of \$1,000.00 per day) from May 1, 2006 through and including August 24, 2006, and **the fine shall continue to accrue at \$250.00 per day, per violation (a total of \$1,000.00 per day) on violations # 1, # 3, # 5, and # 6** for each day the violations continue or are repeated past August 24, 2006 and this Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95 Section 95.4, as defined in 95.3 (e), (f), (g), (h), (i) and (p).

Described as:

- 1) Unusable or abandoned furniture.
- 2) Unusable or abandoned stoves, appliances or other white goods
- 3) Accumulation of trash and debris.
- 4) Uncultivated vegetation in excess of 24" in height and located within 75' from any structure.
- 5) Used and/or scrap building materials.
- 6) Any other objectionable, unsightly, or unsanitary matter, substance or material tending by its existence and or accumulation to endanger or adversely affect the health, safety, lives and/or welfare of the citizens of the County.

Location: 2660 Orange Ct, Longwood (Commission District 3)
Tax Parcel ID # 05-21-29-502-0B00-0440

Joann D. Tamulonis, Code Enforcement Officer, testified on behalf of the County and advised the Board that the Respondents are in compliance at this time.

James and Lorna Lickert, Respondents, were present at this meeting and testified on their own behalf. The Respondents asked the Board to waive their fine.

Officer Tamulonis advised the Board that her costs for processing this case total \$1,077.00.

After discussion of this case by the Board:

**MOTION BY BILL FAHEY, SECONDED BY STEWART FRITZ, THAT
THE ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN BE:**

ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

The Respondents are the owners of record of the property (Tax Parcel # 05-21-29-502-0B00-0440) located at 2660 Orange Court, Longwood, located in Seminole County and legally described as follows:

LEG LOT 44 BLK B LAKE BRANTLEY ISLES 2ND ADD
PB 11 PG 5

This case came on for public hearing before the Code Enforcement Board of Seminole County on March 23, 2006, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (e), (f), (g), (h), (i) and (p).

Said Order stated that a fine in the amount of \$250.00 per day, per violation, would be imposed if the Respondents did not take certain corrective action by April 30, 2006.

The Code Enforcement Officer filed an Affidavit of Non-Compliance, which Affidavit certified under oath that the required action had not been obtained on violations (e), (f), (g), (i), and (p) as of May 1, 2006.

The Code Enforcement Officer filed an Affidavit of Partial Compliance, which Affidavit certified under oath that the required action had been obtained on violation (h) as of May 1, 2006.

The Code Enforcement Officer filed an Affidavit of Partial Compliance, which Affidavit certified under oath that the required action had been obtained on violation (f) as of May 23, 2006.

Accordingly, it having been brought to the Board's attention that Respondents have complied with the Order dated March 23, 2006, the Board orders that the fine in the amount of \$5,500.00, for 22 days of non-compliance at \$250.00 per day, from May 1, 2006, through and including May 22, 2006 for violation (f), and \$116,000.00, for 116 days of non-compliance at \$250.00 per day, per violation, (a total of \$1,000.00 per day), from May 1, 2006, through and including August 24, 2006, on violations (e), (g), (i) and (p), for a total fine of \$121,500.00, **be reduced to \$500.00.**

It is further ordered that the Respondents shall have **30 days** in which to pay the reduced fine (\$500.00). If the Respondents do not pay this amount on or before **September 25, 2006**, the fine will revert to the original amount of **\$121,500.00** and shall constitute a **lien** against the land on which the violations exist and upon any other real or personal property owned by the Respondents.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

.....
Case No. 06-49-CEB
William J. and Mary L. Taylor
Code Enforcement Officer: Dorothy Hird

The Board heard this case on June 22, 2006 and an Order was entered. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on July 25, 2006. An Affidavit of Compliance was filed by the Code Enforcement Officer after reinspection on August 1, 2006. This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$750.00**, for 10 days of non-compliance from July 22, 2006 through and including July 31, 2006, at \$75.00 per day, and said Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (g) and (h)
Described as: 1) Accumulation of trash and debris.
2) Uncultivated vegetation in excess of 24" in height and within 75' of a structure.
Location: 130 E Faith Terrace, Maitland (Commission District 4)
Tax Parcel ID # 24-21-29-512-0000-0190

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and advised the Board that the Respondents are in compliance at this time. Officer Hird further advised that due to many medical problems, it took the Respondents some time to come into compliance.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

Officer Hird testified that her costs for processing this case total \$171.95.

William and Mary Taylor, Respondents, were present at this meeting and testified on their own behalf.

After discussion of this case by the Board:

**MOTION BY BILL FAHEY, SECONDED BY GRACE CHEWNING, THAT
THE ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN BE:**

ORDER FINDING COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 24-21-29-512-0000-0190) located at 130 E. Faith Terrace, Maitland, located in Seminole County and legally described as follows:

LEG LOT 19 NORTHWOOD HEIGHTS
PB 10 PG 28

This case came on for public hearing before the Code Enforcement Board of Seminole County on June 22, 2006, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3(g) and (h).

Said Order stated that a fine in the amount of \$75.00 per day would be imposed if the Respondents did not take certain corrective action by July 21, 2006.

An Affidavit of Non-Compliance had been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had not been obtained as of July 25, 2006.

An Affidavit of Compliance had been filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had been obtained as of June 17, 2006.

Accordingly, it having been brought to the Board's attention that the Respondents have complied with the Findings of Fact, Conclusions of Law and Order dated June 22, 2006.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

Therefore, the Board orders that a fine in the amount of **\$750.00**, for 10 days of non-compliance from July 22, 2006 through and including July 31, 2006, at \$75.00 per day, **be rescinded**.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

.....
Case No: 05-58-CEB
Carolea Oliver
Code Enforcement Officer: Dorothy Hird

This is a repeat violation. The Board originally heard this case on August 25, 2005 and an Order was entered. On October 27, 2005, the Board entered an Order Finding Non-Compliance and Imposing Fine/Lien. Compliance was obtained on November 7, 2005. The current lien totals \$8,550.00 and remains unpaid. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on June 30, 2006. An Affidavit of Compliance After Repeat Violation was filed by the Code Enforcement Officer after reinspection on July 24, 2006. This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a **fine** on a repeat violation in the amount of **\$3,600.00**, for 24 days of non-compliance from June 30, 2006 through and including July 23, 2006 at \$150.00 per day, and said Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (n).
Described as: 1) Stagnant or foul water within a swimming or wading pool.
Location: 1030 Gregory Drive, Maitland (Commission District 4)
Tax Parcel ID # 24-21-29-507-0B00-0040

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and advised the Board that she inspected the property on July 24 and at that time, the pool had been drained of all water.

Carolea Oliver, Respondent, was not present that this meeting.

Officer Hird further advised the Board that she spoke to the Respondent yesterday and the Respondent advised her that the pool had been drained long before the inspection date.

Officer Hird stated that recommendation would be to find that the Respondent was in repeat violation and if this violation is repeated past today, increase the daily fine to \$200.00 per day and shall continue to accrue at \$200.00 per day until compliance is obtained.

Bill Fahey asked Officer Hird if the pool was empty now.

Officer Hird advised that it is and that the Respondent advised her that the pool will remain empty.

Jay Ammon asked Officer Hird if she told the Respondent about this meeting.

Officer Hird advised that the Clerk sent a Notice of Hearing to the Respondent.

Motion by Jay Ammon to reduce the fine to \$100.00 and increase the daily fine to \$200.00 per day if repeated past today. Grace Chewing seconded this motion and then withdrew her second.

After discussion of this motion, this motion died for lack of a second.

Stewart Fritz asked Officer Hird if she was agreeable to reducing this fine.

Officer Hird advised that she was not agreeable to a reduction of the fine.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY BILL FAHEY, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE BE:

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE**

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

Based on the testimony and evidence presented in case number 05-58-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 24-21-29-507-0B00-0040) located at 1030 Gregory Drive, Maitland, located in Seminole County and legally described as follows:

LEG LOT 4 BLK B DRUID HILLS ESTATES 1ST ADD
PB 11 PG 42

- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3 (n).

This case came on for public hearing before the Code Enforcement Board of Seminole County on August 25, 2005, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found the Respondent in violation of the Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (n).

Said Order stated that a fine in the amount of \$150.00 per day would be imposed if the Respondent did not take certain corrective action by September 9, 2005. Compliance was obtained on November 7, 2005.

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the violation was being repeated as of June 30, 2006.

An Affidavit of Compliance After Repeat Violation has been filed by the Board by the Code Enforcement Officer, which Affidavit certifies under oath that compliance has been obtained as of July 24, 2006.

Based on the testimony and evidence presented, the Respondent was in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated August 25, 2005.

Therefore, the Board orders that the fine of **\$3,600.00**, for 24 days of non-compliance from June 30, 2006 through and including July 23, 2006, at \$150.00 per day be imposed.

It is further ordered that the fine shall be **increased to \$200.00 per day** for each day the violation is repeated after August 24, 2006.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

.....
Case No. 06-03-CEB
John E. Jane
Code Enforcement Officer: Dorothy Hird

This is a repeat violation. The Board originally heard this case on January 26, 2006 and an Order was entered. Compliance was obtained on February 15, 2006. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on June 12, 2006. An Affidavit of Compliance After Repeat Violation was filed by the Code Enforcement Officer after reinspection on June 30, 2006. This property is presently in compliance.

RECOMMENDATION: The Board issue an Order constituting a fine on a repeat violation in the amount of **\$1,350.00**, for 18 days of non-compliance from June 12, 2006 through and including June 29, 2006 at \$75.00 per day, and said Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3 (I).
Described as: 1) Junked or abandoned vehicle not kept within an enclosed garage or an attached carport.
Location: 118 Highland, Casselberry (Commission District 4)
Tax Parcel ID # 18-21-30-5DW-0000-0240

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and advised the Board that the Respondent is in compliance at this time.

John E. Jane, Respondent, was not present at this meeting.

Officer Hird further advised the Board that the Respondent told her that he was not aware that a repeat violation could be on a different vehicle.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

Officer Hird stated that recommendation would be to impose the fine for the repeat violation and to increase the daily fine to \$100.00 if the violation is repeated after June 30, 2006.

Officer Hird further testified that the Respondent asked her to make a request of the Board to not impose a fine on his property.

Officer Hird stated that her costs for processing this case total \$75.86.

After discussion of this case by the Board:

MOTION BY BILL FAHEY, SECONDED BY GRACE CHEWNING, THAT THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE BE:

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
ON A REPEAT VIOLATION PRESENTLY IN COMPLIANCE**

Based on the testimony and evidence presented in case number 06-03-CEB, it is determined that the Respondent is:

- (a) the owner of record of the property (Tax Parcel ID # 18-21-30-5DW-0000-0240) located at 118 Highland Drive, Fern Park/Casselberry, located in Seminole County and legally described as follows:

LEG LOT 24 PRAIRIE LAKE HEIGHTS
PB 10 PG 58

- (b) in possession or control of the property; and
- (c) in violation of Seminole County Code, Chapter 95, Section 95.4 as defined in 95.3 (l).

This case came on for public hearing before the Code Enforcement Board of Seminole County on January 26, 2006, after due notice to the Respondent. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found the Respondent in violation of the Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (l).

Said Order stated that a fine in the amount of \$75.00 per day would be imposed if the Respondent did not take certain corrective action by February 10, 2006. Compliance was obtained on February 15, 2006.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

An Affidavit of Repeat Violation has been filed with the Board by the Code Enforcement Officer, which Affidavit certifies under oath that the violation was being repeated as of June 12, 2006.

An Affidavit of Compliance After Repeat Violation has been filed by the Board by the Code Enforcement Officer, which Affidavit certifies under oath that compliance has been obtained as of June 30, 2006.

Based on the testimony and evidence presented, the Respondent was in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated January 26, 2006.

Therefore, the Board orders that the fine of **\$1,350.00**, for 18 days of non-compliance from June 13, 2006 through and including June 29, 2006, at \$75.00 per day **be reduced to \$250.00**.

This Order shall be recorded in the official land records of Seminole County.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

.....
Case No: 04-16-CEB
Jimmie L. & Ruby L. Smith
Code Enforcement Officer: Dorothy Hird

The Board heard the original case on April 22, 2004 and an Order was entered. Compliance on the original violation was obtained on July 13, 2004. The Board rescinded a fine of \$2,550.00 on the original violation on July 29, 2004. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on January 26, 2005. The Board heard the repeat violation on March 24, 2005 and an Order was entered. An Affidavit of Non-Compliance on Repeat Violation was filed by the Code Enforcement Officer after reinspection on April 11, 2005. The Board

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

entered an Order Imposing Lien/Fine After Repeat Violation on May 19, 2005. An Affidavit of Compliance After Repeat Violation was filed by the Code Enforcement Officer after reinspection on September 19, 2005. The lien for this repeat violation totals \$19,050.00 and remains unpaid at this time. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on April 27, 2006. The Board heard the repeat violation on July 27, 2006 and an Order was entered. Also in this Order, the fine was increased to \$150.00 per day if the violation continues or is repeated past August 11, 2006. This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** on a repeat violation in the amount of **\$12,650.00**, which represents \$10,700.00, for 107 days of non-compliance from April 27, 2006, through and including August 11, 2006, at \$100.00 per day, and \$1,905.00, for 13 days of non-compliance from August 12, 2006, through and including August 24, 2006, at \$150.00 per day, and the fine shall continue to accrue at **\$150.00 per day** for each day the violation continues or is repeated past August 24, 2006 and said Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(l).
Described as: 1) Junked or abandoned vehicle not kept within an enclosed garage or an attached carport.
Location: 1257 DePugh Street, Altamonte Springs (Commission District 4)
Tax Parcel ID # 18-21-501-0200-0080

Dorothy Hird, Code Enforcement Officer, testified on behalf of the County and advised the Board that this is a repeat violation that is not in compliance at this time.

Johnnie Day, son of Respondent Ruby Smith, was present at this meeting and testified on behalf of his mother. Mr. Day advised the Board that his mother has had many financial and medical problems and could not take care of this problem.

Mr. Day further advised the Board that he can move the vehicle by next week and made a request that the Board not lien his mother's property.

After discussion of this case by the Board:

MOTION BY JAY AMMON, SECONDED BY GRACE CHEWNING, THAT THIS CASE BE CONTINUED TO THE SEPTEMBER 28, 2006 MEETING.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

.....
AT THIS TIME, THE CHAIRMAN ASKED TO ENTERTAIN A MOTION TO ACCEPT THE CONSENT AGENDA AS LISTED. MOTION BY GRACE CHEWNING, SECONDED BY BILL FAHEY, TO ACCEPT THE CONSENT AGENDA AS FOLLOWS:

Case No. 02-19-CEB
Willie B. Madison Heirs
C/O Hubert Madison NPAR
Code Enforcement Officer: Pamela Taylor

The Board heard the original case on February 28, 2002 and an Order was entered. Compliance on the original Order was obtained on March 25, 2002. On May 23, 2002, the Board reduced the accrued fine of \$400.00 to \$50.00. The Respondent paid the reduced amount. An Affidavit of Repeat Violation was filed by the Code Enforcement Officer after reinspection on December 2, 2005. On January 26, 2006, the Board entered a Findings of Fact, Conclusions of Law and Order on a Repeat Violation imposing a fine of \$2,750.00 and increasing the fine to \$100.00 per day if the violations continue or are repeated past January 26, 2006. This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** on a repeat violation in the amount of **\$23,275.00**, which represents \$2,750.00 for 55 days of non-compliance at \$50.00 per day from December 2, 2005, through and including January 26, 2006, and \$21,000.00, for 210 days from January 27, 2006, through and including August 24, 2006, at \$100.00 per day and the fine shall continue to accrue at **\$100.00 per day** for each day the violations continue or are repeated past August 24, 2006, and said Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4 as defined in Section 95.3(g) and (h)

Described as: 1) The accumulation of trash and debris.
2) Uncultivated vegetation in excess of 24" in height, within 75' of a structure.

Location: 2191 Granby Ave., Sanford (Commission District 5)
Tax Parcel ID # 32-19-31-300-032C-0000

**ORDER FINDING NON-COMPLIANCE AND IMPOSING LIEN/FINE
AFTER REPEAT VIOLATION**

The Respondents are the owners of record of the property (Tax Parcel ID # 32-19-31-300-032C-0000) located at 2191 Granby Avenue, Sanford, located in Seminole County and legally described as follows:

LEG SEC 32 TWP 19S RGE 31E S 50 FT OF N 295 FT
OF W ½ OF SW ¼ OF SW ¼ OF NE ¼ OF SE ¼

This case came on for public hearing before the Code Enforcement Board of Seminole County for repeat violation on January 26, 2006 after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order on a Repeat Violation Not in Compliance.

Said Order found Respondents in repeat violation of the Seminole County Code, Chapter 95, as defined in Section 95.3(g) and (h).

Said Order stated that a fine in the amount of \$2,750.00 would be imposed for 55 days of non-compliance from December 2, 2005, through and including January 26, 2006, at \$50.00 per day. The Order further stated that the fine shall be increased to \$100.00 per day if the violations are not corrected by or are repeated after January 26, 2006.

Based on the testimony and evidence presented, the Respondents are in repeat violation of the Seminole County Code, as stated in the original Findings of Fact, Conclusions of Law and Order dated February 28, 2002 and the Findings of Fact, Conclusions of Law and Order on a Repeat Violation Not In Compliance dated January 26, 2006.

Accordingly, it having been brought to the Board's attention that the Respondents have not complied with the Findings of Fact, Conclusions of Law and Order on a Repeat Violation Not In Compliance dated January 26, 2006.

Therefore, the Board orders that a **lien** in the amount of \$2,750.00, for 55 days of non-compliance from December 2, 2005, through and including January 26, 2006, at \$50.00 per day, and \$21,000.00, for 210 days of non-compliance at \$100.00 per day, from January 27, 2006 through and including August 24, 2006, **for a total accrued lien to-date of \$23,750.00**, be imposed against the property, and the fine shall continue to accrue at **\$100.00 per day** for each day the violations are repeated past August 24, 2006.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

This Order shall be recorded in the public records of Seminole County, Florida, and shall constitute a **lien** against the land on which the violations exist and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

.....
Case No. 06-58-CEB
Dave and Deborah Flowers
Code Enforcement Officer: Jerry Robertson

The Board heard this case on July 27, 2006 and an Order was entered. An Affidavit of Non-Compliance was filed by the Code Enforcement Officer after reinspection on August 15, 2006. This property is NOT in compliance at this time.

RECOMMENDATION: The Board issue an Order constituting a **lien** in the amount of **\$900.00**, for 9 days of non-compliance from August 16, 2006 through and including August 24, 2006, at \$100.00 per day, and the fine shall continue to accrue at **\$100.00 per day** for each day the violations continue or are repeated past August 24, 2006, and said Order shall be recorded in the Public Records of Seminole County.

Violation Charged: Seminole County Code, Chapter 95, Section 95.4, as defined in 95.3 (g) and (h).
Described as: 1) The accumulation of trash and debris.
2) Uncultivated vegetation in excess of 24" in height, located within 75' of a structure.
Location: 1952 Spring Ave., Oviedo (Commission District 2)
Tax Parcel ID # 32-20-31-501-0000-0040

ORDER FINDING NON-COMPLIANCE AND IMPOSING FINE/LIEN

The Respondents are the owners of record of the property (Tax Parcel # 32-20-31-501-0000-0040) located at 1952 Spring Avenue, Oviedo, located in Seminole County and legally described as follows:

LEG LOT 4 MINERAL SPRINGS PARK 2ND ADD
PB 11 PG 45

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

This case came on for public hearing before the Code Enforcement Board of Seminole County on July 27, 2006, after due notice to the Respondents. The Board, having heard testimony under oath and having received evidence, issued its Findings of Fact, Conclusions of Law and Order.

Said Order found Respondents in violation of Seminole County Code, Chapter 95, Section 95.4, as defined in Section 95.3(g) and (h).

Said Order stated that a fine in the amount of \$100.00 per day would be imposed if the Respondents did not take certain corrective action by August 15, 2006

An Affidavit of Non-Compliance was filed by the Code Enforcement Officer, which Affidavit certified under oath that the required action had not been obtained as of August 15, 2006.

Accordingly, it having been brought to the Board's attention that the Respondents have not complied with the Findings of Fact, Conclusions of Law and Order dated July 27, 2006.

The Board orders that a **lien** in the amount of **\$900.00**, for 9 days of non-compliance at \$100.00 per day, from August 16, 2006, through and including August 24, 2006, be imposed against the property, and the fine shall continue to accrue at **\$100.00 per day** for each day the violations continue past August 24, 2006.

The Respondents must contact the Code Enforcement Officer to arrange for an inspection of the property to verify compliance. The fine imposed shall continue until such time as the Code Enforcement Officer inspects the property and establishes the date of compliance.

This Order shall be recorded in the official land records of Seminole County and shall constitute a **lien** against the land on which the violations exist and upon any other real or personal property owned by the Respondents.

DONE AND ORDERED this 24th day of August 2006, in Seminole County, Florida.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

SEMINOLE COUNTY CODE ENFORCEMENT BOARD HEARING
AUGUST 24, 2006

VII Approval of the minutes from the meeting of July 27, 2006.

MOTION BY GRACE, SECONDED BY STEWART FRITZ, TO APPROVE THE MINUTES FROM THE MEETING OF JULY 27, 2006.

**TOM HAGOOD – YES
JAY AMMON – YES
STEWART FRITZ – YES**

**BILL FAHEY – YES
GRACE CHEWNING – YES**

MOTION CARRIED 5 – 0.

.....
VIII Confirmation date of next meeting: September 28, 2006

IX Old Business –

General discussion regarding the update on Case No 04-61-CEB and Case No 06-35-CEB listed on the agenda.

X New Business –

General discussion regarding the update on Case No 06-45-CEB listed on the agenda.

XI Adjourn – There being no further discussion, this meeting was adjourned at 3:10 P.M.

Respectfully submitted:

**Connie R. DeVasto
Clerk to the Code Enforcement Board**

**Tom Hagood
Chair**

08-24-06 minutes